

JOURNAL OF THE SENATE

Friday, May 16, 1941

The Senate convened at 10:00 o'clock A. M., pursuant to adjournment on Thursday, May 15, 1941.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Thursday, May 15, 1941, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Senator Adams (30th), Chairman of the Committee on Agriculture and Livestock, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Committee on Agriculture and Livestock, to whom was referred:

Senate Bill No. 579:

A bill to be entitled An Act making an appropriation to meet an emergency in the Bureau of Immigration in the office of the Commissioner of Agriculture of Florida.

Have had the same under consideration, and recommend that the same pass.

R. S. ADAMS,
Chairman.

And Senate Bill No. 579, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Adams (30th), Chairman of the Committee on Agriculture and Livestock, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Committee on Agriculture and Livestock, to whom was referred:

Senate Bill No. 462:

A bill to be entitled An Act relating to the disposition of dead domestic animals: making it unlawful to deposit or place such animals in wooded or timber lands; and providing penalty for the violation thereof.

Have had the same under consideration, and recommend that the same pass.

R. S. ADAMS,
Chairman.

And Senate Bill No. 462, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Adams (30th), Chairman of the Committee on Agriculture and Livestock, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Committee on Agriculture and Livestock, to whom was referred:

Senate Bill No. 493:

A bill to be entitled An Act to define naval stores, spirits of turpentine and rosin, gum spirits of turpentine, wood turpentine, adulterated spirits of turpentine, gum rosin and wood

rosin; relating to the inspection and grading thereof and the marking and branding of the packages in which they are contained; prescribing methods and standards for determining the quality of rosin and turpentine, and measuring the quantities thereof; to prohibit the production, manufacture, sale, offer for sale, purchase, receipt, consignment, shipment or possession of unmarked or unbranded spirits of turpentine adulterated spirits of turpentine or rosin; relating to the advertising of spirits of turpentine for sale; relating to the appointment of naval stores inspectors, naval stores inspectors at large and supervising inspector of naval stores, and prescribing their qualifications, duties and powers, and fixing their compensation; to prescribe forfeitures and penalties for violating and methods for enforcement of the provisions of this Act; and to repeal certain laws and all other laws inconsistent or in conflict herewith.

Have had the same under consideration, and recommend that the same pass.

R. S. ADAMS,
Chairman.

And Senate Bill No. 493, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Adams (30th), Chairman of the Committee on Agriculture and Livestock, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Committee on Agriculture and Livestock, to whom was referred:

House Bill No. 807:

A bill to be entitled An Act to amend Section 2 of Chapter 19432, Laws of Florida, Acts of 1939, the same being designated and known as "The Florida Certification Seed Law."

Have had the same under consideration, and recommend that the same pass.

R. S. ADAMS,
Chairman.

And House Bill No. 807, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,
May 16, 1941.

Senator Adams (30th), Chairman of the Committee on Agriculture and Livestock, reported that the Committee had carefully considered the following bill and recommends that the same does not pass.

House Bill No. 219:

A bill to be entitled An Act requiring all persons, firms, corporations or associations owning or operating markets for the sale of live stock to make and keep a record of the marks and brands of all animals purchased or sold or offered for sale at stock markets and the names and addresses of the person or persons from whom such purchases are made and for whom such sales are made and prescribing a penalty for failure to keep such records.

R. S. ADAMS,
Chairman.

And House Bill No. 219, contained in the above report, was laid on the table.

Senator Beall, Chairman of the Committee on Judiciary "A", submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Committee on Judiciary "A", to whom was referred:

Senate Bill No. 507:

A bill to be entitled An Act to amend Section 7 (II), Sec.

tion 8 and Section 11 of Chapter 14899, Laws of Florida, Acts of 1931, being "An Act regulating the sale of securities and to make uniform the law relating thereto and to repeal statutes which are inconsistent herewith."

Have had the same under consideration and recommend that the following Committee Substitute therefor do pass:

A bill to be entitled An Act to amend Section 7 (II), Section 8, of Chapter 14899, Laws of Florida, Acts of 1931, and Section 11 of Chapter 14899, Laws of Florida, Acts of 1931, as amended by Section 6 of Chapter 17253, Laws of Florida, Acts of 1935, being "An Act regulating the sale of securities and to uniform the law relating thereto and to repeal statutes which are inconsistent herewith."

PHILIP D. BEALL,

Chairman.

And Senate Bill No. 507 together with Committee Substitute, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Clarke, Vice-Chairman of the Committee on Pensions and Claims, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 15, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Committee on Pensions and Claims, to whom was referred:

Senate Bill No. 534:

A bill to be entitled An Act for the relief of J. P. Blanchard. Have had the same under consideration, and recommend that the same does not pass.

S. D. CLARKE,

Vice-Chairman.

And Senate Bill No. 534, contained in the above report, was laid on the table.

Senator Clarke, Vice-Chairman of the Committee on Pensions and Claims, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 15, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Committee on Pensions and Claims, to whom was referred:

Senate Bill No. 382:

A bill to be entitled An Act for the relief of Johnnie Kalil and F. A. Kalil, as partners doing business under the firm name and style of Johnnie's Luncheonette in the City of Live Oak, Suwannee County, Florida.

Senate Bill No. 516:

A bill to be entitled An Act for the relief of John C. Emerson in compensation for services rendered and in reimbursement of expenses incurred as State Director of Florida State Employment service and to appropriate money to pay the same.

Have had the same under consideration, and recommend that the same pass.

S. D. CLARKE,

Vice-Chairman.

And Senate Bills Nos. 382 and 516, contained in the above report, were placed on the Calendar of Bills on second reading.

Senate Chamber,

Tallahassee, Fla., May 15, 1941.

Senator Clarke, Vice-Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following bill and recommends that the same pass, with Committee amendments:

Senate Bill No. 306:

A bill to be entitled An Act for the relief of M. H. Witmer, of Winter Haven, Florida, for damages to himself, his automobile, for injuries to Mrs. M. H. Witmer, growing out of an automobile accident on State Road No. 17 on or about June 25, 1940, and making an appropriation therefor.

Which amendments were as follows:

Amendment No. 1:

In Section 1, line 1, strike out the figures "\$10,000.00" and insert in lieu thereof the following "\$2,500.00".

Amendment No. 2:

Strike out Sections 2 and 3 and insert in lieu thereof the

following: Section 2. That the comptroller of the State of Florida is hereby authorized and required to draw his warrant on the treasury of the State of Florida for the sum of \$2,500.00 in favor of M. H. Witmer, and the state treasurer is hereby authorized and required to pay the same out of funds of the State Road Department.

S. D. CLARKE,

Vice-Chairman.

And Senate Bill No. 306, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senate Chamber,

Tallahassee, Fla., May 15, 1941.

Senator Clarke, Vice-Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following bill and recommends that the same pass, with Committee amendments:

Senate Bill No. 307:

A bill to be entitled An Act for the relief of Francis Cecil Buchanan and his wife Marion Hunt Buchanan and his children Betty F. Buchanan, Francis Cecil Buchanan, Jr., and Jay Walton Buchanan.

Which amendments were as follows:

Amendment No. 1:

In Section 1, line 1, strike out the figures "\$10,000.00" and insert in lieu thereof the following "\$1,500.00".

Amendment No. 2:

In Section 1, line 7, after the word "incurred" and the following "which it is understood and agreed, if accepted, to be in full and complete satisfaction in."

Amendment No. 3:

In Section 2, line 3, strike out the figures "\$10,000.00" and insert in lieu thereof the following "\$1,500.00".

S. D. CLARKE,

Vice-Chairman.

And Senate Bill No. 307, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senate Chamber,

Tallahassee, Fla., May 16, 1941.

Senator Wilson, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following bill and recommends that the same pass.

House Bill No. 1042:

A bill to be entitled An Act authorizing the use by the State Tuberculosis Board of any unused funds heretofore or hereafter appropriated and in excess of its regular operating appropriations for the purpose of matching or supplementing State or Federal or other funds acquired by gift or grant; to borrow money against revenue certificate; to use any of such funds in the construction and equipment of additional facilities.

A. L. WILSON,

Chairman.

And House Bill No. 1042, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,

Tallahassee, Fla., May 16, 1941.

Senator King, Chairman of the Committee on Labor and Industry, reported that the Committee had carefully considered the following bill and recommends that the same pass, with Committee amendments:

House Bill No. 659:

A bill to be entitled An Act to amend and clarify the Florida Workmen's Compensation Act, and to amend Sections 14, 15, 28, 29, and 34 of Chapter 17481, Acts of 1935; and Sections 2, 13, 16, 20, 25 and 27 of Chapter 17481, Acts of 1935, as amended by Chapter 18413, Acts of 1937, being:

"An Act to provide for and adopt a comprehensive Workmen's Compensation law for the State of Florida; to provide compensation thereunder for disability or death resulting from an injury arising out of and in the course of employment; limiting, regulating and prohibiting resort to certain common law causes of action and/or defenses in cases falling within the purview of this Act; imposing certain duties and exactions upon employers and/or employees falling within the scope of this law; defining the employments

subject hereto and delimiting the application of this Act as applied to other employments and setting up an agency of the State for the Administration hereof."

Creating the Florida Industrial Commission and providing for the appointment of three (3) members on said commission and providing for the appointment of said commission consisting of the Chairman and two (2) other members; fixing their compensation and prescribing their duties. Redefining the employments subject to the Workmen's Compensation law; providing for a waiting period of four days and for the non-payment of compensation during such period; providing for rules and regulations permitting two or more employers to join together in qualifying as self-assured; making certain changes with respect to death benefits; permitting the commission to designate in the awards a person to whom compensation is payable in the case of a minor or incompetent; providing for an election of remedies in case of third party liability; permitting an assessment of not more than three per centum upon premiums for purposes of administering the Workmen's Compensation Act; and providing for autopsy in compensation cases; and for disposition of death benefits to designated parties where no dependents exist, and further to amend such Act by adding thereto certain sections thereby providing for accident prevention and safety of employees in connection with the administration of the Workmen's Compensation Act by authorizing the Industrial Commission to make rules relating to safety in places of employment; requiring employers to maintain safe places of employment; permitting inspectors to see that such safety provisions are observed; providing for appeal from such rules and for penalties in case of violation thereof. Surrendering in compensation cases on behalf of the State, its boards, bureaus, departments, and agencies and its subdivisions employing labor, the sovereign's rights to freedom from suit and authorizing proceedings to collect compensation due employees thereof; providing double compensation in cases of injury to illegally employed minors; and for other purposes.

Redefining the employments subject to the Workmen's Compensation Law; increasing the liability of the employer for medical benefits, making certain changes with respect to the determination of average weekly wages and the percentage of such wages to be paid for disability or death; providing for attorneys' fees in addition to compensation in certain cases; authorizing the commission to direct a lump sum payment; making certain changes with respect to applications for review of orders of deputy commissioners and appeals from the decisions of the full commission; clarifying the procedure with respect to modification of awards; and authorizing the commission to make charges for the performance of certain duties; and providing that witnesses may be allowed the same fees and mileage as in cases at law.

Which amendments are as follows:

Amendment No. 1:

Page 15, line 3, strike the word "Supreme," and insert in lieu thereof, the word "Circuit."

Amendment No. 2:

Page 15 Section 8, line 10, being the next to the last line on said page 15, strike the words "Supreme Court," and insert in lieu thereof the words "Circuit Court in the Circuit where the injury occurred."

Amendment No. 3:

Page 16, line 2, strike the word "Supreme", and insert in lieu thereof the word "Circuit."

Amendment No. 4:

Page 16, line 7, strike the word "Supreme" and insert in lieu thereof the word "Circuit."

Amendment No. 5:

Page 16, line 10, strike the word "Supreme," and insert in lieu thereof the word "Circuit."

Amendment No. 6:

Page 16, line 15, strike the word "Supreme," and insert in lieu thereof the word "Circuit."

Amendment No. 7:

Page 16, line 23, strike the word "Supreme," and insert in lieu thereof the word "Circuit."

Amendment No. 8:

Page 17, line 4, strike the word "Supreme," and insert in lieu thereof the word "Circuit."

Amendment No. 9:

Page 17, line 17, strike the word "Supreme." and insert in lieu thereof the word "Circuit."

Amendment No. 10:

Page 17, line 22, strike the word "Supreme." and insert in lieu thereof the word "Circuit."

Amendment No. 11:

Page 17, line 24, strike the word "Supreme," and insert in lieu thereof the word "Circuit."

Amendment No. 12:

Page 17, line 32, after the word "affirmed," insert the following: "unless appeal is taken to the Supreme Court".

Amendment No. 13:

Page 17, line 33, strike the word "Supreme" and insert in lieu thereof the word "Circuit."

Amendment No. 14:

Page 17, line 30, strike the word "ten," and insert in lieu thereof the word "twenty."

Amendment No. 15:

Page 17, line 38, strike the word "ten," and insert in lieu thereof the word "twenty."

Amendment No. 16:

Page 17 line 46, strike the word "ten," and insert in lieu thereof the word "twenty."

Amendment No. 17:

Page 17, after the word "Court," line 51, and immediately preceding Section 9, insert the following:

"(1) Any interested party may appeal to the Supreme Court from such orders of the Circuit Court, within the same period of time and following the same procedure as is used in appeals from orders of the full Commission to the Circuit Court."

HARRY E. KING,
Chairman.

And House Bill No. 659, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Kelly, Chairman of the Committee on Corporations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 15, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Committee on Corporations, to whom was referred:

Senate Bill No. 457:

A bill to be entitled An Act referring to corporations and the restoration of the corporate privileges and corporate entity of corporations dissolved by operation of law for failure to pay the capital stock tax, and prescribing conditions for such restoration.

Have had the same under consideration, and recommend that the same pass.

DAN KELLY, JR.,
Chairman.

And Senate Bill No. 457, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Folks, Chairman of the Committee on County Organizations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Committee on County Organizations, to whom was referred:

Senate Bill No. 455.

A bill to be entitled An Act providing for nominations for appointments to the offices of Assistant State Attorneys by a political party in a primary election, in all circuits of the State of Florida now or hereafter having not less than four, nor more than five counties composing such circuit, and now or hereafter having one Assistant State Attorney, and having a population of at least 80,000, according to the last State or Federal Census; and providing for the qualifying of candidates therefor.

Have had the same under consideration, and recommend that the same pass.

A. B. FOLKS,
Chairman.

And Senate Bill No. 455, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,
Tallahassee, Fla., May 15, 1941.

Senator Horne, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered:

Senate Bill No. 175:

A bill to be entitled An Act to repeal the provisions of Chapter 17917, Laws of Florida, 1937, providing for certain license taxes on boats, vessels, schooners or launches operating and/or plying in the tidal and salt waters, or other waters under the control of the State Board of Conservation of the State of Florida.

And recommends that there be substituted therefor:

A bill to be entitled An Act to amend Section 1, Chapter 17917, Laws of Florida, Acts of 1937, being An Act entitled "An Act relating to the Salt Water fishing in the State of Florida in tidal waters and other territorial waters of the State of Florida and providing a license tax on all boats, vessels, schooners or launches operating and/or plying in the tidal and salt waters or other waters under the control of the State Board of Conservation of the State of Florida, and providing an additional tax on aliens or non-residents who own such boats, vessels, schooners or launches, and defining such aliens or non-residents, and providing penalties for violation of same, by exempting certain boats and individuals from the application of said law.

R. C. HORNE,
Chairman.

And Senate Bill No. 175, contained in the above report, together with Committee Substitute therefor, was placed on the Calendar of Bills on second reading.

Senate Chamber,
Tallahassee, Fla., May 15, 1941.

Senator Horne, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following bill and recommends that the same pass:

Senate Bill No. 517:

A bill to be entitled An Act to repeal Chapter 19,570, Laws of Florida of 1939, same being entitled "An Act regulating the distribution and sale of domestic malt or brewed beverages as defined in Chapter 16,774, Laws of Florida, Acts of 1935, entitled 'An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing penalties for the violation of this Act and repealing existing laws concerning said beverages,' providing for a minimum cash deposit on each case of twenty-four bottles of such beverage, and providing for the enforcement of said penalties for the violation of this Act."

R. C. HORNE,
Chairman.

And Senate Bill No. 517, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Beall, Chairman of the Committee on Judiciary "A", submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Committee on Judiciary "A", to whom was referred Senate Bill No. 612:

A bill to be entitled An Act to provide an assistant official court reporter for the second judicial circuit of Florida; providing for the appointment of such assistant official court reporter, and providing for the compensation of such assistant official court reporter; and providing that the method of appointment, qualification, duties, and tenure of office of said reporter shall be the same as now prescribed by law for other official court reporters for the circuit courts of Florida.

Have had the same under consideration, and recommend that the same pass.

PHILIP D. BEALL,
Chairman.

And Senate Bill No. 612, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Senator Adams (25th), Chairman of the Committee on Forestry and Parks, reported that the Committee had carefully considered the following bill and recommends that the same pass, with Committee amendment:

Senate Bill No. 421:

A bill to be entitled An Act to amend Section 15 of Chapter 17,029, Laws of Florida, Acts of 1935, being an Act relating to Forest Protection, by providing penalties for violation of the provisions of said Act.

Which amendment reads as follows:

Amendment No. 1:

Section 1, line 12, "after the word Marshes insert the following: 'other than his own.'"

J. FRANK ADAMS,
Chairman.

And Senate Bill No. 421, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 15, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 385:

A bill to be entitled An Act authorizing and directing expenditures by the Board of County Commissioners of Escambia County, Florida, of the sum of \$15,000.00 for the acquisition of rights of way, without advertisement or budgetary restriction for defense program roads in Escambia County, Florida.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

S. A. HINELY,
Chairman.

And Senate Bill No. 385, contained in the above report, was referred to the Committee on Enrolled Bills.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 15, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading.

Senate Bill No. 384:

A bill to be entitled An Act authorizing and directing expenditure by the Board of County Commissioners of Escambia County, Florida, of the sum of \$15,000.00 for the acquisition of rights of way, without advertisement or budgetary restriction for defense program roads, in Escambia County, Florida.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

S. A. HINELY,
Chairman.

And Senate Bill No. 384, contained in the above report, was referred to the Committee on Enrolled Bills.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading.

Senate Bill No. 333:

A bill to be entitled An Act providing for and adopting a State Administered Probation and Parole System for the State of Florida; creating and establishing a parole Commission and conferring and defining its duties, powers and functions, including the power to make rules and regulations and the supervision of persons placed upon probation; providing for the method of appointment and removal of the members of the Parole Commission, its clerks and employees, regulating their compensation, and prohibiting their engaging in certain activities; providing for the purchase of supplies and materials and for the allowance of necessary travelling and other expenses; providing for the placing on parole of persons in certain cases, their discharge from parole, their rearrest with and without a warrant for violation of the terms and conditions of parole; providing for hearings on charges of violation of the terms and conditions of parole, and reimprisonment because of such violation; providing for the recommendation by the Parole Commission to the Board of Pardons for the extension of clemency to deserving persons; authorizing financial aid to indigent parolees at the time of their release; providing for the cooperation of certain public officers and agencies with the Parole Commission; authorizing and regulating the use by the courts of Probation and suspension of imposition of sentence; permitting appeal from judgment adjudging guilt; excepting certain courts and correctional institutions from the operation of this Act, and authorizing the preservation of probation officers now serving under any previous law; and making an appropriation for carrying into effect the provisions of this Act; fixing an effective date thereof and repealing all laws and parts of laws in conflict herewith.

Have carefully examined same, and find same correctly engrossed, and return same herewith,

S. A. HINELY,
Chairman.

And Senate Bill No. 333, contained in the above report, was certified to the House of Representatives.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 11:

A bill to be entitled An Act designating and establishing certain roads in Okaloosa County, Florida, as State Roads.

House Bill No. 34:

A bill to be entitled An Act to abolish all Poll Taxes in this State.

House Bill No. 92:

A bill to be entitled An Act to amend Sections 4979 and 4980, Revised General Statutes of Florida, 1920, the same being Sections 7068 and 7069, Compiled General Laws of Florida, 1927, relating to the payment of wages due an employee upon his death to his wife or other close relative by including therein in addition to wages traveling expenses due such employee.

House Bill No. 131:

A bill to be entitled An Act to amend Section 1018 of Revised General Statutes of Florida, relating to the operation of motor vehicles, trailers, semi-trailers and motorcycle side cars by directing the Motor Vehicle Commissioner to select and place on all number plates a slogan or emblem, which in his opinion will advertise the resources, advantages, history and development of the State of Florida.

House Bill No. 137:

A bill to be entitled An Act to amend Section 27 of Chapter 4326, Laws of Florida, Acts of 1895 Legislature, being Section 309 Compiled General Laws of Florida, 1927, providing for the time of opening and closing the polls at all General, Primary and Special Elections in the State of Florida.

House Bill No. 250:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Jackson and Bay Counties, Florida.

House Bill No. 296:

A bill to be entitled An Act transferring and making available to the General Revenue Fund of the State the proceeds derived from sales of lands by the State of Florida, through the Trustees of the Internal Improvement Fund pursuant to Section 9 of the Murphy Act, being Chapter 18296, Laws of Florida, Acts of 1937.

House Bill No. 199:

A bill to be entitled An Act authorizing and empowering the State Road Department of Florida and Hillsborough County, Florida, to contract for the leasing, rental, or purchase by the State Road Department of Florida from Hillsborough County, Florida, and to provide for the control, supervision, maintenance, and operation by the State Road Department for said Hillsborough County, Florida, of the Twenty-second Street Bridge and Causeway and adjacent connecting roads embraced in East Tampa Special Road and Bridge District Number Two in Hillsborough County, Florida.

House Bill No. 380:

A bill to be entitled An Act making it unlawful for any person, persons, firm or corporation to catch or take or attempt to catch or take any fish of any variety whatsoever from any lake, river, stream, canal or any other waters in Highlands County, Florida, or from that part of the Kissimmee River in Highlands County, Florida, running along the eastern boundary of said Highlands County, Florida, by the means or use of any seine, net, trap, wire basket or set device of any kind, size, length or depth whatsoever, except that a trot-line may be used to catch cat-fish; to make it unlawful for any person, persons, firm or corporation to have in his, her, their or its possession or custody any seine, net, trap, wire basket or set device of any kind, size, length or depth whatsoever, on the shore of, in or upon any lake, river, stream, canal or any other waters in Highlands County, Florida, or that part of the Kissimmee River in Highlands County, Florida, running along the eastern boundary of said Highlands County, Florida, except that it shall be lawful to have possession of a trot-line to catch cat-fish; providing that all seines, nets, traps, wire baskets or set devices of any kind, size, length or depth whatsoever found on the shore of, in or upon any lake, river, stream, canal, or any other waters in Highlands County, Florida, or that part of the Kissimmee River in Highlands County, Florida, running along the eastern boundary of said Highlands County, Florida, declared to be a nuisance, and shall be seized by the Game Warden, Deputy Game Warden, Sheriff, Deputy Sheriff or any Constable of Highlands County, Florida, providing for the destruction of seines, nets, traps, wire baskets or set devices seized; providing that a violation of said Act shall be deemed a misdemeanor and that any person, persons, firm or corporation upon the conviction of violating said Act shall be punished as provided by the General Laws of the State of Florida and providing that all laws or parts of laws in conflict herewith shall be repealed.

House Bill No. 396:

A bill to be entitled An Act fixing the compensation of the members of the Board of Public Instruction in counties having a population of not less than 3005 and not more than 3050 according to the 1940 Federal Census of the State of Florida.

House Bill No. 414:

A bill to be entitled An Act to amend An Act entitled "An Act to provide for the incorporation of Benevolent Mutual Benefit Associations or Societies on the assessment plan organized for the purpose of benefitting and protecting members in the case of dismemberment, and to the end of benefitting widows, orphans, heirs, devisees and estates of deceased members thereof; providing for the method of incorporation of such associations and the regulation and control of such associations as may be incorporated under the terms of this Act and requiring those associations or organizations doing a similar business in the State of Florida to be incorporated under the terms of this Act, and providing a penalty for failure so to do; authorizing the State Treasurer to examine into the solvency and operation of such associations incorporated or reincorporated under the terms of this Act; providing for a valuation of certificates and providing for a reserve fund; providing for the payment of all benefits in cash only; providing for general State supervision and control of Benevolent Mutual Benefit Associations or Societies that may be hereafter operated in the State of Florida, subject to the terms of this Act, on the assessment plan"; being Chapter 15885, Laws of Florida, Acts of 1933, by amending

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Sections 4 and 5 thereof; and by repealing Section 2 of Chapter 16802, Laws of Florida, 1935, being an amendment of said Section 5 of Chapter 15885, Laws of Florida, Acts of 1933; and by repealing Section 1 of Chapter 19121, Laws of Florida, 1939, being an Amendment of said Section 5, Chapter 15885, Laws of Florida, Acts of 1933 and repealing conflicting laws.

House Bill No. 474:

A bill to be entitled An Act granting to the City of Fort Lauderdale, in Broward County, Florida, an additional and supplemental method of making local improvements to extend, enlarge or improve an existing utility, which it owns in its proprietor or corporate capacity, and issue and sell certificates of indebtedness or revenue certificates payable from the income derived from the operation of such utility to raise money to make such improvements and to levy special assessments, and issue assessment certificates against property specially benefitted by such extension enlargement or improvement.

House Bill No. 475:

A bill to be entitled An Act granting to the City of Fort Lauderdale, in Broward County, Florida, an additional and supplemental method of making local improvements and levying special assessments for the cost of such improvements, and issuing assessment certificates to evidence the lien of such special assessment, and providing for the manner of collection of such liens and the enforcement thereof.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred--

House Bill No. 378:

A bill to be entitled An Act to provide that Lake Istokpoga, located in Highlands County, Florida, be declared to be a fresh water lake; to make it unlawful for any person, persons, firm or corporation to take or attempt to take by any means whatsoever from said Lake Istokpoga any large or small mouth black bass fish during the period of each year beginning March 15th and ending May 20th; providing that a violation of said Act shall be deemed a misdemeanor and that any person, persons, firm or corporation upon the conviction of violating said Act shall be punished as provided by the General Laws of the State of Florida and providing that all laws or parts of laws in conflict herewith shall be repealed, and providing for a referendum.

House Bill 735:

A bill to be entitled An Act to declare, designate, and establish certain State roads in Flagler County.

House Bill No. 746:

A bill to be entitled An Act creating a Special Tax District in Putnam County, Florida, to be known as the Putnam County Nurse's District; fixing and prescribing the boundaries of said District; providing for the governing and administration of the same; providing that the Board of Public Instruction of Putnam County, Florida, shall be the members of the Board of Trustees of the same; authorizing and empowering the said Board of Trustees to employ a County Nurse; providing for the levy of taxes for the payment of salary, and expenses; and providing general powers and duties of said Board of Trustees.

House Bill No. 747:

A bill to be entitled An Act to designate and establish a certain State road in Gadsden County.

House Bill No. 756:

A bill to be entitled An Act to declare, designate and establish certain State roads in Glades County, Florida.

House Bill No. 766:

A bill to be entitled An Act to declare, designate and establish a certain State road in Highlands County, Florida.

House Bill No. 796:

A bill to be entitled An Act to declare, designate and establish a certain State road in Palm Beach County, Florida.

House Bill No. 798:

A bill to be entitled An Act to declare, designate and establish a certain State road in Palm Beach County, Florida.

House Bill No. 805:

A bill to be entitled An Act designating, declaring and establishing as a State road a certain road in Monroe County, Florida.

House Bill No. 813:

A bill to be entitled An Act to declare, designate and establish a certain State road.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bills contained in the above report, were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Memorial No. 6:

Memorial requesting the Congress of the United States of America to place suitable historical markers on the "Bellamy Road" connecting Pensacola and St. Augustine, Florida.

House Bill No. 185:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Duval County, Florida.

House Bill No. 186:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Duval County, Florida.

House Bill No. 187:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Duval County, Florida.

House Bill No. 188:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Duval County, Florida.

House Bill No. 228:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Jackson County, Florida.

House Bill No. 230:

A bill to be entitled An Act authorizing the State Road Department of Florida to acquire by purchase, or otherwise, a toll road known as Hecksher Drive in Duval County, Florida; to extend said Road from Duval County to the City Limits of Fernandina, in Nassau County, Florida; and to declare, designate and establish said Road, as extended, as a State Road.

House Bill No. 246:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Jackson County, Florida.

House Bill No. 247:

A bill to be entitled An Act to declare, designate and establish a Certain State Road in Jackson County, Florida.

House Bill No. 248:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Jackson and Bay Counties, Florida.

House Bill No. 249:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Jackson County, Florida.

House Bill No. 275:

A bill to be entitled An Act to designate and establish a certain Road in Bay County, Florida, as a part of existing State Road No. 20. Same being U S Road No. 231

House Bill No. 407:

A bill to be entitled An Act to designate and establish as a State Road a certain road in Santa Rosa County, Florida, and to provide for assigning of a State Road Number thereto.

House Bill No. 408:

A bill to be entitled An Act to designate and establish as a State Road a certain road in Santa Rosa County, Florida, and to provide for assigning of a State Road Number thereto.

House Bill No. 409:

A bill to be entitled An Act to designate and establish as a State Road a certain road in Santa Rosa County, Florida, and to provide for assigning of a State Road Number thereto.

House Bill No. 410:

A bill to be entitled An Act to designate and establish as a State Road a certain road in Santa Rosa County, Florida, and to provide for assigning of a State Road Number thereto.

House Bill No. 491:

A bill to be entitled An Act to name and designate State Road No. 134 extending from the Town of Bunnell in Flagler County, Florida to the City of DeLand in Volusia County, Florida as the "Perkins Highway."

House Bill No. 572:

A bill to be entitled An Act providing that one-half of all funds hereafter to accrue to Pasco County, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931 or Acts amendatory or supplemental thereto, shall be paid to the Treasurer of the State of Florida as ex-officio Treasurer of the Teachers' Salary fund, to the credit of Pasco County, Florida; and providing that such ex-officio treasurer shall pay out and disburse said funds upon proper warrants drawn by the Board of Public Instruction of Pasco County, Florida, for the purposes of paying salaries of teachers, transportation expense, and for the payment of loans and interest authorized hereunder, but for no other purpose. Providing further, that said Board of Public Instruction be authorized to borrow money, using said funds as security, in the manner herein prescribed, and subject to the limitations herein set forth; providing for the expenditure of the proceeds of such loan, or loans, and providing for the repayment of such loan or loans, declaring that this Act shall be an additional and supplemental grant of power and authority; repealing all laws and parts of laws in conflict herewith to the extent of such conflict; and providing that this Act shall take effect immediately upon its becoming a law.

House Bill No. 678:

A bill to be entitled An Act granting and delegating to the Town of Palm Beach, in Palm Beach County, Florida, additional powers, viz: power to acquire and operate Golf Courses and charge fees for the use thereof, and levy taxes for the maintenance thereof; to set aside in certain Public Areas, parking spaces for automobiles and other vehicles, and charge and collect tolls for the use thereof; to operate and maintain docks and wharves, and charge and collect dockage and rental for the use thereof; authorizing the town to construct seawalls, bulkheads and groynes, and to assess a portion of the cost thereof against lands specially benefited thereby; and providing when this law shall take effect.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,
Chairman of the Joint Committee on Enrolled
Bills on the Part of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Concurrent Resolution No. 1:

Inviting the Honorable Wendell L. Willkie to address the Legislature of the State of Florida on World Affairs.

House Bill No. 179:

A bill to be entitled An Act to Declare, Designate and Establish a Certain State Road in Duval County, Florida.

House Bill No. 181:

An Act to Declare, Designate and Establish a Certain State Road in Duval County, Florida.

House Bill No. 182:

A bill to be entitled An Act to Declare, Designate and Establish a Certain State Road in Duval County, Florida.

House Bill No. 183:

A bill to be entitled An Act to Declare, Designate and Establish a Certain State Road in Duval County, Florida.

House Bill No. 184:

A bill to be entitled An Act to Declare, Designate and Establish a Certain State Road in Duval County, Florida.

House Bill No. 365:

A bill to be entitled An Act to Declare, Designate and Establish a State Road in Volusia County.

House Bill No. 379:

A bill to be entitled An Act Defining, Designating and Establishing the Open Season in which it may be lawful to take, hunt or kill Game, Game Bird, or Fur Bearing Animals, as defined in Chapter 13644 of the Acts of 1929 in Highlands County, Florida, said Open Season being from the 20th day of November of each year to the 31st day of January of the succeeding year, and providing that all laws or parts of laws in conflict herewith shall be repealed; providing that said Act shall prohibit the taking, hunting or killing of any doe or female deer in said Highlands County, Florida; providing that the Open Season for taking, hunting or killing of buck deer only in Highlands County, Florida, shall be from the 20th day of November to December 31st of each year; providing that a violation of said Act shall be deemed a misdemeanor and that any person, persons, firm or corporation upon the conviction of violating said Act shall be punished as provided by the General Laws of the State of Florida.

House Bill No. 494:

A bill to be entitled An Act to amend Sections 7, 8, 10, 14, 26, 56, 61, 61-a, 62-a, 62(e), 64, 67(1) and 67(L) of Chapter 13972, Special Acts of 1929 being "An Act to abolish the present Municipal Government of the City of Coral Gables, Dade County, Florida, and create, establish and organize a municipality to be known and designated as the City of Coral Gables, and to define its territorial boundaries, and to provide for taxes, government, jurisdiction, powers and privileges," as amended by subsequent Acts, Section 700 relating to inquisitorial power of the commission to determine facts essential to taking official action; Section 8, 10, and 14 relating to the Election of Commissioners and Mayor and their term of office; Section 26 relating to the organization of departments by the commission; Section 56 relating to annual audit of accounts and financial affairs of the city; Sections 61, 61-a, 62-a, 67(1) and 67(L) relating to the development of canal and waterway improvements as special improvements; and Sections 62 (e) and 64 relating to approval of assessment Lien by Qualified Electors.

House Bill No. 517:

A bill to be entitled An Act to Declare, Designate and Establish a Certain State Road.

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House Bill No. 516:

A bill to be entitled An Act to Declare, Designate and Establish a Certain State Road.

House Bill No. 591:

A bill to be entitled An Act authorizing and empowering the Board of Bond Trustees of Putnam County, Florida, to contract to sell, and to sell and convey the Memorial Bridge across the St. Johns River at Palatka to the State Road Department of Florida.

House Bill No. 697:

A bill to be entitled An Act to Declare, Designate and Establish a Certain State Road in Dade County.

House Bill No. 730:

A bill to be entitled An Act authorizing the City of Tallahassee, Florida, to regulate the transportation of persons and property for hire on the streets of said city, authorizing the city to grant an exclusive franchise to any person, persons, firm or corporation for the use of the streets of said city for the operation of an automobile bus system of transportation of persons for hire and ratifying and confirming any franchise heretofore granted for such purpose by the City Commission of said city.

House Bill No. 751:

A bill to be entitled An Act to amend Section 102 of Chapter No. 12790 of the Special Acts of the Legislature of the State of Florida of 1927, entitled: An Act to abolish the present municipality of Haines City, Polk County, Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Haines City, Polk County, Florida, and to define its territorial boundaries and to provide for its jurisdiction, powers and privileges and to authorize the said City of Haines City, Polk County, Florida, to enforce ordinances of said city, and repealing all laws and parts of laws in conflict herewith.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 504:

A bill to be entitled An Act for the relief of O'Neal Mattox on account of personal injuries received by him while an employee of Duval County, a political sub-division of the State of Florida, and while engaged upon the performance of his duties as such; requiring the Board of County Commissioners of said County to investigate such claim and, upon certain findings, to settle the same by payment out of designated funds in such an amount as they may determine, not exceed \$2500.00.

House Bill No. 532:

A bill to be entitled An Act authorizing, empowering and directing the Board of County Commissioners of Bay County, Florida to pay over to the Board of Public Instruction of said County and to the Municipalities of Panama City and Lynn Haven in said County certain portions of the money hereafter allocated and distributed to said County by the State of Florida and derived from excise taxes now levied and collected or hereafter levied and collected by said State from the operation of pari-mutuel pools, including all moneys resulting from Chapter 14832, Laws of Florida, Acts of 1931, and all Acts amendatory thereof and supplemental thereto.

House Bill No. 548:

A bill to be entitled An Act to change designation of State Road No. 78 in Duval and St. Johns Counties, Florida, as State Road No. 140.

House Bill No. 564:

A bill to be entitled An Act to amend Chapter 19623, Laws of Florida, Acts of 1939, being An Act to declare, designate and establish certain State roads in Highlands County, Florida.

House Bill No. 565:

A bill to be entitled An Act to declare, designate and establish a certain State road in Highlands County, Florida.

House Bill No. 582:

A bill to be entitled An Act to amend Sections 37, 45 and 63 of Chapter 10301, Laws of Florida, Special Acts of 1925, entitled "An Act to abolish the present municipal government of the Town of Auburndale, in Polk County, Florida; to create and establish a new municipality to be known as the City of Auburndale, Polk County, Florida; and to fix and provide its territorial limits, jurisdiction and powers of its officers."

House Bill No. 593:

A bill to be entitled An Act authorizing the City Council of Chipley Florida, to accept compromise settlements on such basis as may be determined by such City Council of special assessment liens outstanding in favor of said City and against certain of the real property within said City; provided, that none of such liens be compromised and settled for less than the unpaid principal amount thereof.

House Bill No. 609:

A bill to be entitled An Act to approve, legalize, ratify, confirm and validate all Acts and proceedings of the City of Clearwater its City Commission, officers and agents, in relation to the calling and holding of a special election in City of Clearwater for the adoption of Civil Service for the members of the Police and Fire Departments under Chapter 17166, Laws of Florida, Acts of 1935, and to legalize and validate all proceedings of the Civil Service Board established under said Act.

House Bill No. 613:

A bill to be entitled An Act changing the name of the Town of River Junction, a municipal corporation, to "Chattahoochee" provided the change is approved at an election to be held for that purpose.

House Bill No. 626:

A bill to be entitled An Act authorizing and empowering the City of Miami Beach, Florida, to issue bonds of said City with right or privilege of redemption prior to maturity, and other matters relating thereto.

House Bill No. 630:

A bill to be entitled An Act to declare, designate and establish a certain State road in Levy County, Florida.

House Bill No. 631:

A bill to be entitled An Act to declare, designate and establish a certain State road in Levy County, Florida.

House Bill No. 648:

A bill to be entitled An Act validating, ratifying and confirming tax rolls, tax levies, tax sales, tax sale certificates, tax deeds lien foreclosures, master's deeds of the Town of Boca Raton, Palm Beach County, Florida; ratifying, confirming and validating certain resolutions and ordinances of the said Town; ratifying, confirming and validating the sale of certain lands and the deeds issued pursuant to such sale to the said Town; and providing the manner of making the Act effective.

House Bill No. 663:

A bill to be entitled An Act to declare, designate and establish certain State roads in Hendry County, Florida.

House Bill No. 828:

A bill to be entitled An Act to designate and establish certain State roads in Osceola County, Florida.

House Bill No. 829:

A bill to be entitled An Act to declare, designate and establish a certain State road.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 398:

A bill to be entitled An Act designating and establishing certain roads in Duval County as State roads.

House Bill No. 418:

A bill to be entitled An Act designating certain roads in Dade County as State roads.

House Bill No. 473:

A bill to be entitled An Act to prescribe the Commissions and fixing the compensation of the County Assessor of Taxes and the County Collector of Taxes of Liberty County, Florida; and fixing and determining the manner in which such Commissions and compensations shall be paid.

House Bill No. 481:

A bill to be entitled An Act to declare, designate, name and establish a certain State road in St. Lucie County, Florida; repealing all laws and parts of laws in conflict herewith; providing the manner in which this Act shall become effective.

House Bill No. 493:

A bill to be entitled an Act relating to and affecting the time within which writs of error shall be sued out in actions at law or appeals taken in suits in chancery; to repeal certain statutes relating thereto, and certain statutes saving the time therefor in favor of infants and married women; and to fix the effective date hereof.

House Bill No. 567:

A bill to be entitled An Act authorizing the creation of a municipal tax adjustment board for the town of Pinellas Park; prescribing its powers, duties and limitations; providing for a Chairman and Secretary; and authorizing said board to adjust, settle and compromise taxes and provide a referendum therefor.

House Bill No. 628:

A bill to be entitled An Act to amend Section 23 of Chapter 14624, Laws of Florida, Acts of 1929, same being, "An Act to abolish the present municipality of the town of Pass-A-Grille, Pinellas County, Florida, and to create and establish a Municipal Corporation to be known as the Town of Pass-A-Grille Beach; to prescribe the territory by limits thereof; to prescribe the form of government and to confer certain powers upon said municipality and its officers and to provide a Charter for the carrying into effect of the provisions of this Act;" by increasing the millage prescribed in Section 23 for operating purposes from Twelve to Fifteen mills; repealing all laws and parts of laws in conflict herewith and providing for the ratification or rejection of this Act by the electorate of the Town of Pass-A-Grille Beach.

House Bill No. 708:

A bill to be entitled An Act authorizing and empowering the board of Commissioners of Florida Inland Navigation District, a special taxing district under the laws of the State of Florida, to protect the United States against claims for liability for damages to oyster beds and/or oyster lease areas in Nassau and Duval Counties, severally, resulting from dredging operations, the disposal of dredged material and other causes incident to the construction, improvement and/or maintenance by the United States of the Intracoastal Waterway between the St. Johns River and the St. Marys River in Florida and to acquire for the United States necessary easements in connection therewith over or upon said oyster beds and/or oyster lease areas; authorizing said Board of Commissioners to acquire such other easements as may be needful for the construction, improvements and/or maintenance of said waterway, and convey the same, free of cost, to the United States; and authorizing said board of Commissioners to refund moneys

paid to protect the United States against damages aforementioned to said oyster beds and/or oyster lease areas or to acquire for the United States necessary easements over or upon said oyster lease areas.

House Bill No. 819:

A bill to be entitled An Act to designate and establish certain State roads in Osceola County.

House Bill No. 891:

A bill to be entitled An Act creating in the City of Tampa a system of Pensions for disability and retirement from service of members of police and fire departments employed by appointment or otherwise in said department in said City, and to provide a fund in said City to be known as the City Pension Fund for firemen and policemen and providing further for the creation of a board of trustees in said City, prescribing the powers and duties of such board, providing for the payment of certain sums to all persons employed in the fire and police departments in said City as shall have retired and have been retired and their dependents, to further prescribe the qualifications as to who shall be eligible and who shall receive a pension under this Act; providing for the investment and the safekeeping of the funds created under this Act; providing for the regulation of the subject of pensions to all persons entitled to receive the same and to provide rules and regulations for the administration of the fund created hereunder; providing for the levy of ad valorem and excise taxes for said pension fund; and providing for the enforcement of this Act.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled
Bill on the Part of the Senate.

The bills contained in the above report, were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 3:

A bill to be entitled An Act to amend Paragraph (12) of Section 3 of Chapter 16085, Laws of Florida, Acts of 1933, being Paragraph (12) of Section 1285, permanent cumulative supplement to Compiled General Laws of Florida, 1927; said chapter relating to the operation, licensing and taxing of motor vehicles, trailers, semi-trailers and motorcycle sidecars and providing penalties for the violation thereof, so as to provide for the exemption from the provisions of said chapter any motor truck, trailer, or semi-trailer owned and operated exclusively by the Boy Scouts of America or any subsidiary organization thereof, while being used exclusively for the carrying out of the purpose of said organization,

Senate Concurrent Resolution No. 8:

A Senate Concurrent Resolution relating to the placing of a biographical sketch of Dr. John Gorrie in the issues of the Encyclopaedia Britannica, Britannica Junior and Compton's Pictured Encyclopaedia.

Senate Bill No. 9:

A bill to be entitled An Act providing a method for manufacturing and evidencing domicile in Florida.

Senate Bill No. 13:

A bill to be entitled An Act amending Section 105 of Chapter 16103, Laws of Florida, Acts of 1933, and to provide for the division and distribution of net income of Testator's Estates where there is a residuary estate with income payable to one person and remainder to another.

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Senate Bill No. 52:

A bill to be entitled An Act to provide for the purchase, distribution and administration for anti-hog cholera serum and hog cholera virus by the State Live Stock Sanitary Board; making an appropriation therefor, and repealing Chapter 19006, Laws of Florida, Acts of 1939, and repealing all laws in conflict herewith.

Senate Bill No. 54:

A bill to be entitled An Act relating to the removal of a prisoner to jail to another County, and to repeal Section 6209 Revised General Statutes of Florida.

Senate Bill No. 55:

A bill to be entitled An Act relating to the time of entry of defaults and decrees pro confesso.

Senate Bill No. 56:

A bill to be entitled An Act relating to witness pay rolls and to amend Section 1778 (CGL 2829) Revised General Statutes of Florida, entitled "Clerk not entitled to fee."

Senate Bill No. 119:

A bill to be entitled An Act to authorize the Florida Board of Forestry to charge fees for the use of State parks, to provide for the disposition of all monies so collected and authorizing said Board to manage and invest any funds by it received in trust.

Senate Bill No. 121:

A bill to be entitled An Act to authorize the Florida Board of Forestry to dedicate State park lands for public use.

Senate Bill No. 125:

A bill to be entitled An Act to change the name of the "Florida Board of Forestry" to the name of "Florida Board of Forestry and Parks."

Senate Bill No. 126:

A bill to be entitled An Act amending Section 3 of Chapter 17025, Laws of Florida, Acts of 1935, by authorizing the Florida Board of Forestry to employ a director and other employees for the "Florida Park Service"; to prescribe the qualifications, duties and compensation of such director and other employees.

Senate Bill No. 134:

A bill to be entitled An Act making an appropriation for the maintenance of the Judah P. Benjamin Memorial in Manatee County, Florida, and compensation for the custodian.

Senate Bill No. 165:

A bill to be entitled An Act to provide for assistance to blind voters in marking ballots or using voting machines.

Senate Bill No. 229:

A bill to be entitled An Act authorizing, empowering and directing the State of Florida, through the trustees of the Internal Improvement Fund, to sell to any municipality any lands which were municipally owned prior to being vested in the State of Florida, pursuant to Chapter 18296, Acts of 1937; providing for proof by the Clerk of the Circuit Court in the respective counties showing municipal ownership at the time of requesting conveyance to said municipality by the State of Florida.

Senate Bill No. 261:

A bill to be entitled An Act relating to the City of Pensacola; requiring any claimant as a condition precedent to the filing or institution in any Court of any tort action against said City of Pensacola to give written notice of said claim within a certain time after the accrual of said claim; requiring said notice to be filed with the City Attorney of said City within a certain time; providing for the character of information to be contained in said notice; repealing all laws and parts of laws in conflict herewith.

Senate Bill No. 274:

A bill to be entitled An Act to amend Section 2660 of the Revised General Statutes of Florida, 1920, relating to pleas of set-off; extending the same to counter-claims and cross-claims; providing for the force and effect of counter-claims and cross-claims; providing for the transfer of certain cases from an inferior to a superior court; and providing for the consolidation of certain suits.

Senate Bill No. 367:

A bill to be entitled An Act to provide payment to Fisher-Pou Funeral Service, S. W. Boyd, Pensacola Hospital, Pensacola Hospital, Dr. Turberville, Dr. Wallace Mayo, Pensacola Hospital, Fisher-Pou Funeral Service, Pensacola Hospital, S. W. Boyd, Dr. Turberville, Pensacola Hospital, Pensacola

Hospital McNeil Funeral Home, John J. McGuire, McNeil Funeral Home, John J. McGuire, Pensacola Hospital, H. E. Franklin; also the following past due accounts, to-wit: City of Pensacola, Gulf Power Company, Pensacola Hospital, Pensacola Hospital, So. Bell Tel. & Tel. Co., City of Pensacola, Gulf Power Company, Pensacola Hospital, So. Bell Tel. & Tel. Co., Pensacola Hospital, Pensacola Hospital, Gulf Power Company, City of Pensacola, So. Bell Tel. & Tel. Co., American Legion, J. D. Johnson, City Ice & Fuel Co., Standard Hardware Co., So. Bell Tel. & Tel. Co., Gulf Power Company, City of Pensacola, Pensacola Hospital, Sam Rose-nau Agency, Knowles Brothers Agency, J. E. Daniels, Fisher-Brown Insurance Agency, Benboe Funeral Home, Fisher-Pou Funeral Service, Atwell Coal & Transfer Company, Pensacola Linen Supply Company, City Ice and Fuel Company, Pensacola Hospital, So. Bell Tel. & Tel. Co., Gulf Power Company, City of Pensacola, Brosnahan Agency Brosnahan Agency, Fisher-Pou Funeral Service, Morris Funeral Home, Benboe Funeral Home, Waters & Hibbert Morris Funeral Home, H. Ellis, Empire Laundry Company Cudahy Packing Co., Lewis Bear Co., Peninsular Lurton Co., Swift & Co., George S. Brent Agency, Doctors Turberville for hospitalization; also the following past due accounts, to-wit: Edw. M. Chadbourne, H. A. Godwin, Edw. M. Chadbourne, State Oil Co., Standard Oil Company, United Auto Supply Co., H. A. Godwin, D. H. Tart, Berry and Brown, Inc., D. H. Tart, Ray-Brooks Mach Co., West Florida Tr. & Tractor Co., H. A. Godwin, John H. Myrick, Lewis Bear Co., D. H. Tart, W. G. Resmondo for moving houses Road No. 62 as per bid and contract dated July 2, 1940, W. G. Resmondo for moving houses Road No. 62 as per bid and contract dated October 1, 1940, Guy E. Yaste, Inc., Pensacola Buggy Works, Muldon Motor Company, and West Florida Truck and Tractor Company account purchase of new trucks for use of W. P. A.; also the following, to-wit: W. G. Resmondo for moving houses Road No. 62 as per bid and contract dated March 17, 1941, J. G. Davis for clay pit; also the following sums for damages sustained or for rights of way granted in connection with the improvement of State Road No. 62 in Escambia County, Florida, to-wit: all of which accounts and amounts have been investigated and found to be due and proper.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 16, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 14:

A bill to be entitled An Act to increase to the public and credit facilities of banks, trust companies and National banks doing business in this State by fixing the rate of interest or discount that may be charged on loans not exceeding one thousands five hundred dollars (\$1,500.00) to prescribe the methods for effecting such charge, and to prescribe the charges thereon.

Senate Bill No. 217:

A bill to be entitled An Act to declare, designate and establish certain State roads in Hardee County, Florida.

Senate Bill No. 231:

A bill to be entitled An Act relating to the occupation of Barbering and the operation of Barber Shops; authorizing the Barbers Sanitary Commission, upon petition signed by a 66 2/3% of all of the Barbers holding certificates of registration in a county, to investigate trade practices among Barbers and Barber Shops in such county and, after public hearings to prescribe and enforce such reasonable rules and regulations pertaining to minimum prices to be charged for Barber services and hours of operation of Barber Shops as will eliminate unfair and unsanitary practices; prescribing the penalty for the violation of the provisions of this Act and the rules and regulations adopted pursuant hereto, and repealing all laws in conflict herewith.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senators Price, Horne, McKenzie, Lindler, Adams (30th), Clarke, Beall, Hinely, Drummond and Maddox—
Senate Resolution No. 16:

WHEREAS, Senate Resolution No. 37 of the 1939 session of the Florida Legislature provided that the Sergeant-at-Arms, the Honorable D. H. McCallum, be authorized to serve as Sergeant-at-Arms of the Senate during the interim from fifteen (15) days after the adjournment of the 1939 Session to fifteen (15) days prior to the convening of the 1941 Session, and that his salary be fifty dollars per month, and

WHEREAS, the said D. H. McCallum served faithfully during that interim, which was a period of twenty-one months, and

WHEREAS, the compensation now due the said D. H. McCallum, for such services rendered is the sum of ten hundred fifty (\$1050 00) dollars.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA IN SESSION ASSEMBLED:

1. That the said D. H. McCallum be compensated in the sum of ten hundred fifty (\$1050.00) dollars, according to the Senate Resolution No. 37, passed at the 1939 Session of the Florida Legislature.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Upon which a roll call was demanded.

Upon the adoption of Senate Resolution No. 16 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

Nays—None.

And Senate Resolution No. 16 was adopted.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senators Dye and Clarke—

Senate Bill No. 598:

A bill to be entitled An Act authorizing a court of chancery to permit investment of trust funds in common and preferred stocks and bonds of domestic and foreign operations in business for at least three years where because of the occurrence of a change in conditions, the continued investment of trust funds in only those investments permitted by prior laws or by the terms of the instrument creating the trust, or both, would defeat the objects and purposes of the trust, and further providing for this act to be applied to all trusts whose situs is or becomes the State of Florida, any contrary intention in the trust indenture, notwithstanding.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Beall—

Senate Bill No. 599:

A bill to be entitled An Act amending Section 3 of Chapter 16085, Laws of Florida, Acts of 1933, entitled "An Act to amend Section 1007, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1281, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1010, Revised General Statutes, being Section 1284, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; to amend Section 1011, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1285, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1012, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1286, Compiled General Laws of Florida, 1927, and to amend Chapter 14656, Acts of 1931, all of said Sections

relating to the operation, licensing and taxing of motor vehicles, trailers, semi-trailers and motorcycles sidecars and providing penalties for the violation thereof," insofar as the same applies to motor vehicles of the "C" series.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senator Beall—

Senate Bill No. 600:

A bill to be entitled An Act amending Section 30 of Chapter 14764 Laws of Florida, Acts of 1931, entitled "An Act providing for the supervision and regulation of persons, firms, corporations and associations owning, controlling, operating or managing motor vehicles used in the business of transporting persons or property for compensation over the public highways of the State; providing for regulations of safety and proper operation affecting the use of said highways and the preservation thereof, defining auto transportation companies and providing supervision and regulation thereof by the Railroad Commission of the State of Florida, and providing for the enforcement of the provisions of this Act and for the punishment of violations thereof and imposing a mileage tax and providing for the disposition of the revenue raised by the same; and providing certain exemptions; and repealing all Acts inconsistent with the provisions of this Act," as amended by Section 1 of Chapter 17115, Laws of Florida, Acts of 1935, and as amended by Chapter 18028, Laws of Florida, Acts of 1937, and as amended by Chapter 18029, Laws of Florida, Acts of 1937.

Which was read the first time by title only and referred to the Committee on Judiciary "A."

By Senator Cooley—

Senate Bill No. 601:

A bill to be entitled An Act to amend Section 13 of Chapter 18015, Laws of Florida, Acts of 1937, entitled: "An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol by weight, amending Sections 7 and 9 of Chapter 16774 of the Acts of 1935, entitled 'An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing for a State Beverage Department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages'; providing for additional supervisors of the Beverage Department; providing for the expenses of the Beverage Department; appropriating the monies collected under the beverage laws and providing penalties for the violation of this Act."

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Cooley—

Senate Bill No. 602:

A bill to be entitled An Act to amend Section 17, Chapter 18285, Laws of Florida, 1937, as amended, same being entitled: "An Act creating a State Welfare Board and District Welfare Boards and providing for their appointment, qualifications, powers and duties; providing that said State Board shall be the agent for the United States, State, County and Municipal Governments in the administration of funds for relief of unfortunates; and authorizing the said Boards to act as agent for the United States, State, County and Municipal Governments in the administration of any funds for investigation, social welfare work, or any other work incident to the public welfare of the United States, State, County and Municipal Governments; authorizing the State Welfare Board to formulate rules and regulations necessary to carry out the intent and purposes of this Act; providing for the supervision of State and local institutions for destitute or dependent children and providing for the disposition, care, protection, support and maintenance of dependent children; authorizing the State Welfare Board to establish minimum standards of care for all local public and private institutions or agencies; creating the office of State Welfare Commissioner and providing for his appointment, providing that this Act shall not affect the enforcement of Chapter 9274, Acts of 1923, of Chapter 11834, and 13384, Acts of 1927, of Chapter 13620 Acts of 1929, and Acts amendatory thereof; repealing all other laws or parts of laws in conflict herewith; and making appropriations to carry out the purposes of said Act; and fixing the qualifications of persons entitled to monetary benefits or assistance under this Act," by raising the maximum monthly old age assistance benefits payable under said Act from thirty (\$30.00) dollars, to forty (\$40.00) dollars per month; repealing

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